

THE BARBER COUNTY INDEX.

ESTABLISHED IN 1880.

DEVOTED TO THE UPBUILDING OF THE CITY AND COUNTY.

TERMS: \$1 A YEAR.

VOL. XXII.

MEDICINE LODGE, KANSAS, DECEMBER 3, 1902.

NO. 28.

District Court.

The case of State vs. Vennum was on trial last week when the Index was printed. The following jury sat in the case:

J. N. McGuire, Wm. Mayes,
B. S. Kauffman, Wm. Ward,
Alex Harris, J. A. McCoy,
E. P. Chance, A. A. Marchel,
J. E. Lester, W. A. Bradshaw,
D. W. Stone, F. J. Illingworth.

The jury was out less than an hour and returned a verdict of guilty—the charge being embezzlement. Mr. Vennum had charge of a fine mare belonging to A. M. Lumpkin and sold it to County Attorney Conley of Sedgwick county. Lumpkin claims Vennum sold the animal without authority but Vennum claimed he had a power of attorney.

A motion for a new trial will be made in this case. If it is overruled Mr. Vennum will appeal to the supreme court. At present he is in the hands of the sheriff.

State vs. J. S. Jones, county treasurer, dismissed.

Elizabeth A. Finch vs. George T. Barton, dismissed for want of prosecution.

L. D. Elliott vs. J. O. Davidson. Judgment for plaintiff quieting title.

Porter Moss vs. C. W. Burt. Judgment for plaintiff for \$1,117.84.

J. R. Johnson vs. L. B. Hill. Dismissed on motion of plaintiff.

Mary E. Fulton vs. J. B. Fulton. Decree of divorce granted as prayed.

J. N. Gant vs. J. M. Crouse. Continued.

H. H. Fair vs. J. A. Booher. Dismissed on motion of plaintiff.

J. L. Lombard vs. J. H. Charless. Report of receivers approved and amount in hands of clerk and sheriff ordered applied on judgment. Sheriff's sale confirmed.

A. J. Hargis vs. Emma J. Miles. Judgment for plaintiff.

Clara Bell Teagle vs. Clayton C. Teagle. Decree of divorce granted.

Geo. Zimmerman vs. C. C. Burge. Judgment quieting title.

Joseph G. Robinson vs. T. H. O'Neil. Judgment for plaintiff quieting title.

The Kiowa damage cases, growing out of the liquor war, and the case of state vs. Moses Wright wherein Mr. Wright is charged with failing to turn over to the county treasurer certain fines collected from Kiowa jointists, were continued until February.

Prof. A. B. Honnold, C. F. Jesse and Walter Owen were admitted to the bar and are now factors among the legal fraternity of Barber county.

The Johnson-Inglebright case was called Friday morning and was not disposed of until Sunday morning when the jury returned a verdict in favor of Mr. Johnson. Mr. Inglebright and Mr. Johnson had been engaged in a partnership a few years ago and it was closed by Mr. Johnson's giving Mr. Inglebright a deed to a large tract of land in Aetna township. The deed did not include the Johnson homestead and Mr. Inglebright claimed that the agreement covered that quarter along with the other land and brought suit to have it included. The testimony, however, introduced by Mr. Johnson disputed him on that proposition and the jury decided that Mr. Inglebright could not recover what he claimed. Mr. Inglebright is close to ninety years of age and he has passed the time when he can handle such a big business as he has been conducting. About \$4000 was involved in this suit. Judge Gillett has not yet made his finding. He simply submitted the question to the jury as to whether any fraud or scheme was resorted to by Mr. Johnson in not including the homestead in the deed, or whether Mr. Inglebright had reason to believe the homestead was included at the time the deed was written. The jury found negatively.

Mr. Johnson was represented by Noble & Tincher and Mr. Inglebright by Seward I. Field and T. A. Nofztger, of Anthony.

The following jury sat in the case:

Alex Harris, J. M. McGuire,
J. E. Lester, F. J. Illingworth,
J. A. McCoy, W. A. Bradshaw,
T. F. Evans, O. Briggs,
Wm. Davenport, John Brown,
Frank Gordon.

After this case was disposed of court took a recess until Thursday of this week.

TO BE HEARD TOMORROW.

The Nixon Steal Will be Argued in The Supreme Court Thursday, Dec. 4th.

The motion to advance the mandamus case in the supreme court was allowed on Friday and the case was set for Thursday, Dec. 4th. A decision will be announced soon after it is heard and the people will know just how far a court can go in the way of defeating the will of the people.

Attorneys for Nixon have boasted that the supreme court will dismiss the case without hearing it on its merits. This thing of announcing decisions before the case is tried is new on us but it is probably all right in a republican state.

Put up or Shut up.

For the 'steeth time the Index repeats that the republican managers never agreed to a recount of the votes to settle the controversy as to who was elected to the different offices in Barber county. On the Saturday night when Judge Gillett ordered the commissioners to count eight more votes for Mr. Nixon than were cast in Elwood township, Dr. Stout said that he was willing to recount all the votes cast in the county, according to law and abide by the result. Tom Nofztger of Anthony said he was willing, but not a single republican in Barber county said amen. Tom, of course, has a mania for getting into Barber county politics but he is not considered available until the returns need "Nofztgerizing." But on the recount proposition he was turned down hard by the machine here. And even Mr. Nofztger did not favor a recount under the law. He wanted to count under rules and regulations laid down by the machine in Medicine Lodge.

But there is a way to settle this dispute for all time. If these men want a recount as their organ says they do, there is a little piece of paper in the hands of the Independent committee that we will request them to sign. Cresset gas may be good in some quarters but names of responsible politicians under reading matter that says something are much better.

It is up to you, gentlemen, to put up or shut up.

Double Accident.

Eugenia Youmans fell from the fence surrounding the Presbyterian church on Tuesday night of last week while playing with some other children and dislocated her elbow, after the supper. It was necessary to chloroform her to put the elbow in place. Drs. Kociell and Coleman attended her.

To add to the unpleasantness, her grandfather, G. W. Stevens, sustained a bad sprain of the ankle while going over to a neighbor's house to get assistance in setting the elbow, so that he was walking under difficulties the succeeding several days with the aid of a crutch. Gene says his house has been temporarily transformed into a hospital.

We are glad to know that all parties are able to be out again.

Mathew J. Artman and Clara B. Cloutman, of Sawyer, were united in marriage by Probate Judge Lacy, last Wednesday, November 26th.

Dr. R. A. Thomas and wife of Kiowa mourn the death of their boy baby which occurred on Saturday. The Index extends heartfelt sympathy in their loss of their household treasure.

Mrs. J. B. Fairley and daughters, Ruth and Kathrine, returned home Tuesday of last week from a five weeks visit among friends and relatives in Cass and Jackson counties, Mo.

Mrs. John Lewis, of Kiowa, died on Sunday after an illness of several weeks, which was pronounced fatal from beginning. Her maiden name was Mae McAllister. She was well and favorably known by many of the young people in Medicine Lodge.

C. Farmer began business Saturday. He bought W. H. Haun's livery effects a few weeks ago but was not ready to assume charge. Mr. Farmer is one of Barber county's solid men and merits success. Give him a share of your patronage.

LOCAL AND PERSONAL.

Ladies' hosiery at Howe & Burton's.

Miss Minnie Roberts visited at Kiowa last week.

B. A. McAdoo was up from Kiowa on court business the latter part of the week.

Combine style and comfort by getting your fall and winter millinery goods at Howe & Burton's.

Born to Mr. and Mrs. A. Ferguson on Thursday, Nov. 27, a daughter. Dr. Coleman in attendance.

Will Revis spent Thanksgiving vacation with friends here. He returned to school at Winfield Monday.

The long hours pass pleasantly in a game of Pool or Billiards at Brewers. Tables new and first class.

Shaw & Martin moved into their new meat market quarters in the Chandler block Monday. They occupy the north room.

Big Stock of Noyse & Norman shoes at H. T. Woodward's. Best on the market. New in style and superior in quality.

The members of the Christian church have arranged to hold services in the court room until their new church is completed.

Maryin Crawford bought a span of Sam Stewart's big roan mares last week. He paid \$275 for them and got a bargain at that.

If you want water-proof boots or shoes that will wear well get a pair of the celebrated Sharkskin brand at H. T. Woodward's.

Call at Hall Hdq. Co's and see the new Osborne half-inch coil-tooth hay rake, the only one on the market and fully guaranteed.

Dr. W. H. Moore and wife spent Thanksgiving with their son, L. W. Moore, and family at Alva. They returned home Saturday.

Mrs. H. T. Woodward was brought home from Wichita Saturday. We are sorry to have to record that there is little improvement in her condition.

George Horney and wife welcomed a charming little Miss as a Star boarder at the Grand on Thanksgiving morning. Dr. Cushmanery introduced the little lady.

All members and friends of the Baptist Aid Society who have donated articles for the Bazaar, will please leave the same at Mrs. J. S. Runyan's on or before Dec. 11th.

Mrs. Dodson entertained in honor of her friend, Mrs. Egan, of Lawrence, Friday night. Delicious refreshments were served and a very pleasant evening is reported.

Hon. H. C. Alford was up from Hazelton Monday in answer to a subpoena but when he got here he found that court had taken a recess. L. A. Downtain of Moore and others from the southern part of the county were in the same shape.

The Ideal Concert Co. had a light audience on Tuesday of last week and the opera house was poorly heated so that the entertainment was given under difficulties. The company is composed of cultured young men of Winfield and are capable of giving good entertainments. We have heard Mr. Louis Allen, the Baritone singer, very highly complimented.

F. M. Shell returned home Saturday. The dispatch informing him of his boy's misfortune reached him in Stevens county Tuesday and he went from there to Wichita where the boy had been taken and placed in a hospital. It was necessary to perform a surgical operation. A small piece of the skull had lodged on the brain and it was necessary to remove it. Dr. Purdue performed it and the boy is getting along nicely and while he is not entirely out of danger, chances for recovery are good. He is perfectly conscious and knows that he was kicked on the head by the family horse but the rest of the time up to the time he gained consciousness at Wichita is a blank. Mrs. Shell remained with him at the hospital. When you speak of narrow escapes, this is one of them.

CORNER STONE LAID

With Impressive Ceremonies Monday, December 1, 1902.

The Corner Stone of the new Christian Church was laid Monday afternoon with imposing ceremonies. Rev. L. M. Belden, pastor of the Presbyterian Church, Rev. W. J. Weber, pastor of the M. E. Church, and Elder R. H. Tanksly, pastor of the Christian Church, participated. The exercises were well attended but would have been better attended if longer notice had been given.

The stone was donated by the Winfield Marble Works. It bears the inscription, "First Christian Church, R. H. Tanksly, Minister, 1902," and is planted on the west side, south of the main entrance.

In the hollow of the stone was deposited a copper box containing the following list of relics for the edification of future generations:

List of names of present members and charter members of the first church in Medicine Lodge.

List of names of Sunday School pupils, officers and teachers.

List of names of members of Y. P. C. E.

Copies of Christian Standard, Evangelist and Century.

Picture of old church building.

Names of officers of Building Committee—C. E. Bechtel, D. G. Hall, C. W. Kidd.

Testament.

Business cards—C. E. Bechtel, Santa Fe agent, and J. H. Minick, painter and paper hanger.

Sealed envelope deposited by Mrs. E. Youmans.

List of Willing Workers deposited by Mrs. T. M. Kidd.

Card—Edna Hall, organist.

Scriptural Quotations—Mrs. D. G. Hall.

Remarks by Elder R. H. Tanksly at corner stone laying.

Copies of Barber County Index and Medicine Lodge Cresset.

Variety of articles deposited by Postmaster Titus.

Marriage of Dr. Updegraff.

Dr. A. D. Updegraff of Anthony, Kansas was married yesterday afternoon in Kansas City, Kans., to Miss Sadie Eden. The ceremony was performed by the Rev. Father Anthony Kuhls of the St. Mary's Catholic church, at the parsonage. Only members of the family and a few intimate friends were present.

After the marriage the bridal party repaired to the home of the bride's mother, at 413 Nebraska avenue, where dinner was served. The bride is the daughter of Mrs. Annie Tierney and is a well known young society woman of Kansas City, Kansas. Dr. Updegraff while a resident of Kansas City, Kansas, was surgeon for the Swartzschild & Sulzberger packing house and also assistant surgeon at Bethany hospital. Dr. and Mrs. Updegraff left on a late train for Anthony, Kansas, where they will make their home.—K. C. Times.

Dr. and Mrs. Updegraff arrived in Anthony on Tuesday morning of this week, and are comfortably located in a suite of rooms adjoining the doctor's office. They are receiving a hospitable welcome to Anthony.—Anthony Bulletin.

Dr. Updegraff is the oldest son of Mr. and Mrs. M. E. Updegraff and grew from boyhood to manhood in Medicine Lodge. The Index rejoices at his success both in professional and social life.

Knights of Pythias.

The Knights of Pythias elected new officers Monday night, as follows:

Chancellor Commander, S. I. Field. Vice Chancellor, Slim Ewalt. Prelate, U. C. Herr. Master of Exchequer, Jas. Dobbs. Master of Finance, Waldron Chase. Keeper of R. & S., J. H. Minick. Master at Arms, B. E. Wadsworth. Inner Guard, F. R. Hayes. Outer Guard, L. D. Sparks.

In the course of a few weeks there will be considerable rank work and the members are anticipating a good time. Regular meetings are held every Monday night.

C. A. F. Buckles and A. J. Ayers were up from the Hazelton country to pay taxes yesterday. They did not complain that taxes are too low.

The Ritchie Unique Entertainers.

On Monday night, December 15th, this excellent company will give their entertainment in the Opera house. It is composed of three artists besides Mrs. Ritchie, an assistant, and is unique in every respect. Magic, well performed, is a never-failing source of amusement, and among those who have achieved genuine and merited success along this line, Ritchie stands well in the front rank. As a pure sleight of hand performer he has no equal on either stage or platform. In the manipulation of small articles he is positively uncanny, and an absurd sense of relief invariably comes, when the inanimate objects cease appearing and disappearing under his wand. Ritchie's equipment is large and expensive, and many of his feats are absolutely his own. Levitation, the most delusive and daring diversion ever devised to delight and disturb the comprehension of man. This latest of Ritchie's illusions, is pronounced by scientist and all who have ever witnessed it to be the most incomprehensible, the most astounding and marvelous effect ever conceived in the wide scope of necromancy. The human body suspended in mid air with no visible or invisible means of support, which is proven by passing a solid hoop several times around the suspended body.

To add to the variety and interest of the entertainment Mr. Ritchie has secured Mr. Frank Hall, who is known as the "Prince of Musicians." His work is so unique and remarkable, that it deserves more than the passing mention space permits in a circular. This modern "Prince," in his act, will perform upon many and strange musical instruments, among them the Bandonion (with 100 reeds), xylophone, ocarina, musical steels and the trombone, (burlesque.) Besides this addition is an excellent reader and impersonator, Miss Blanche Neal, who brings to her profession the grace and magnetism of youth, as well as ability and culture.

She is not only a charming little woman, but a delightful entertainer, who will very speedily make for herself a warm place in their admiration and esteem. Her work is largely humorous character impersonations, and she will render able assistance in proving the truth of our guarantee, that there is not one dull minute in Ritchie's performance.

SPECIMEN PROGRAM:

PART I.

Overture.....Miss Blanche Neal
"Myth Born of Mystery"—Thirty minutes with "Ritchie" and his inimitable magic, being a display of exceptional digital dexterity.
1. Handkerchief Production. 2. Mysterious Candle. 3. The Madame's Mistake. 4. Flags of all Nations—"America."

PART II.

Humorous Impersonations and Readings.....Miss Blanche Neal
Levitation—Gravitation defied and all laws of nature set aside, in which a human being is suspended in mid-air with no visible means of support.

Intermission Three Minutes.

PART III.

Overture.....Miss Blanche Neal
"Can These Things be Possible?"—Thirty minutes more with "Ritchie." 1. The bowl of fire. 2. Flower propagation. 3. Wine or water, which? 4. The enchanted ball. 5. Oriental Illumination. 6. The flight of the Canaries. 7. The prolific hat.

PART IV.

Musical Absurdities.....Mr. Frank Hall
Shadowgraphy.....Ritchie

Usually such an entertainment costs from 50 cents to \$1.50 but in order to let everyone have the opportunity to hear them the management will charge only 25, 35 and 50 cts. Let every individual profit by this splendid offer.

A Grand Jury Probable.

A movement is on foot to secure a grand jury in this county. One of the men who is working it up says that Judge Gillett said he would grant it if 300 signers are secured to the petition, and it is claimed that more than that many signers are pledged.

Jas. Benning's House Burned.

James Benning, of Mingona township, lost his house and nearly all of his household goods by fire on Saturday night. He saved part of his library and a bed. The loss is about \$650 with no insurance.

The cause and origin of the fire is unknown. It is a heavy blow to Mr. Benning and we regret very much to hear of it.